

REMARKS

Claims 1-26 are currently pending. Reconsideration and allowance of the pending claims are respectfully requested in light of the foregoing amendments and following remarks.

Rejections Under 35 U.S.C. § 112

Claims 1-26 stand rejected under 35 U.S.C. § 112, second paragraph, as being indefinite for failing to particularly point out and distinctly claim the subject matter that Applicants regard as the invention. In particular, the Examiner has apparently taken the position that the amendments to the independent claims that were made in response to the previous office action are not supported by the specification. Applicants respectfully traverse the Examiner's position and submit that, as detailed below, support is found in the written description of the application for each of the subject amendments.

In particular, "selecting at least one of a plurality of input files" is described in paragraph 0016; "selecting an output file format from a plurality of output file formats" is described in detail in paragraph 0017; "selecting a mode for circulation from a plurality of modes for circulation" is described in detail in paragraph 0018; "extracting file information from the selected at least one input file to the output file in the selected output file format" is described in detail in paragraph 0019; and "circulating the output file to at least one recipient entity using the selected mode for circulation," "circulating the output file to at least one recipient using a selected one of a plurality of circulation modes," and "a communication system connected to the network, and configured to extract data from at least one input file to an output file having a format selected from one of a plurality of file formats and circulate the output file to a plurality of recipients using a selected one of a plurality of modes for circulation" are described in detail in paragraph 0021. Accordingly, Applicants respectfully request that the subject rejection be withdrawn.

With respect to claim 3, the Examiner further asserts that the amendment "prior to the extracting" is not supported by the specification. Applicants respectfully traverse the Examiner's position and direct the attention of the Examiner to paragraph 0019 and steps 108 and 110 of Fig. 1, which describe and show conversion of the input file format prior to the extracting, as recited in claim 3. Accordingly, Applicants respectfully request that the subject rejection be withdrawn.

Rejections Under 35 U.S.C. § 102

Claims 1-5, 7, 10-14, 16 and 19-23 stand rejected under 35 U.S.C. 102(b) as being anticipated by Lu et al., “B2B in TSMC Turnkey Services” (hereinafter “Lu”). In response, Applicants submit that the cited reference fails to anticipate subject claims for at least the following reasons.

In particular, claim 1, as amended, requires *inter alia*:

selecting at least one of a plurality of input files;

selecting an output file format from a plurality of output file formats;

selecting a mode for circulation from a plurality of modes for circulation; . . . and

circulating the output file to at least one recipient entity using the selected mode for circulation.

The Examiner cites the third paragraph on the left column of page 41 and the fifth paragraph on the right column of page 41 as disclosing “selecting at least one of a plurality of input files.” Those paragraphs are reproduced below for ease of reference:

At first, the target was providing the integrated WIP, including WIP in FAB, circuit probing (CP), assembly and final test, yield data and ship alerts to customers. In this period, it produced some kinds of data to ask the subcontractors to provide. These data included electronic purchase orders (e-PO), the confirmed shipping dates from subcontractors (SOD), the lots in the subcontractors' factories (WIP), the transaction of entering inventory (named INSLIP), the lots in subcontractors' finished goods (named FG Bank) and the shipping information (named SHIPOUT). . . .

After developing the phase I and phase II, there is now a proper B2B architecture. But there is still something missing before the system becomes a real B2B system. What is the real B2B system? it must integrate the information, material and cash flows. After phase II was released, it didn't integrate the cash flow into the system. It used the work order and the INSLIP data to make payments automatically. And at the same time, it didn't provide proper data for CRM, SCM and ERP. For these 2 reasons, there are 2 modifications to the system design.

As has been previously noted, the cited text reproduced above teaches, at best, entry of INSLIP data, which is clearly not equivalent to selecting at least one of a plurality of input files. In particular, no selecting of any sort of file is taught, much less selection of one of a plurality of input files as recited in claim 1.

The Examiner cites the final paragraph on page 43 through the first paragraph on page 44 as disclosing “selecting an output file format from a plurality of output file formats.” That paragraph is reproduced below for ease of reference:

Originally, subcontractor will inform TSMC when the lot was finished though e-mail, phone or FAX. After getting the information, TSMC could send a shipping instruction to subcontractors and a shipping alert to customers through FAX. The new system changes the flow of shipment. When subcontractors complete the lot, they will send an INSLIP transaction to TSMC. After receiving the INSLIP transaction, the system will process some checks to make sure the good is ready for shipping automatically. If the lot is ready, then the system will send a shipping instruction through a XLM format to the subcontractors and a shipping alert to the customer through e-mail. The new flow could reduce by at least 2 days the time from lot finish to shipment, auto issues shipping instructions instead of FAX and auto issue shipping alerts to Customer instead of FAX.

As has been previously noted, the cited text, reproduced above, teaches sending data in a single predetermined format (i.e., XML format); it clearly fails to teach selection of an output file format from a plurality of available formats.

The same paragraph is cited as teaching "selecting a mode for circulation from a plurality of modes for circulation . . . and circulating the output file . . . using the selected mode for circulation." Once again, the cited text teaches only a single mode for circulation (i.e., e-mail); it clearly fails to teach selection of a mode from a plurality of modes and then circulating the output file using the selected mode, as recited in claim 1.

In summary, the system of Lu circulates data in a fixed format via a fixed mode of communication. Clearly, such a system is not anticipatory of the system clearly recited in claim 1. In view of the foregoing, it is apparent that Lu fails to anticipate claim 1 and the subject rejection should therefore be withdrawn. Independent claims 10 and 19 includes limitations similar to those of claim 1 in this regard and is therefore also deemed to be allowable over Lu. Claims 2-5, 7, 11-14, 16, and 20-23 depend from and further limit claims 1, 10, and 19 and are therefore also deemed to be in condition for allowance for at least that reason.

Rejections Under 35 U.S.C. § 103

Claims 6, 8-9, 15, 17-18, and 24-26 stand rejected under 35 U.S.C. §103 as being unpatentable over Lu in view of U.S. Patent No. 6,363,414 to Nicholls et al. (hereinafter "Nicholls"). In response, Applicants submit that, in view of the fact that claims 6, 8-9, 15, 17-18, and 24-26 depend from and further limit independent claims 1, 10, and 19, the claims are deemed to be in condition for allowance for at least that reason.

EXPEDITED PROCEDURE – GROUP ART UNIT 2619

RESPONSE UNDER 37 C.F.R. §1.116

U.S. Serial No. 10/821,016

Patent/Docket No. 2003-0372 / 24061.93

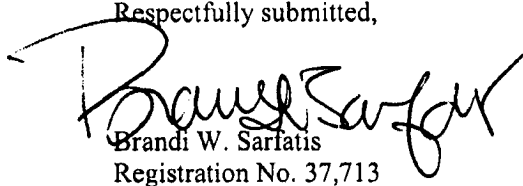
Response to Final Office Action dated April 15, 2009

Customer No. 42717

Conclusion

For at least the reasons set forth in detail above, all of the pending claims are now deemed to be in condition for allowance. Accordingly, Applicants respectfully request that the Examiner withdraw the pending rejections and issue a formal notice of allowance.

Respectfully submitted,

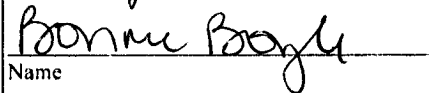

Brandi W. Sarlatis
Registration No. 37,713

Date: 6/10/09

HAYNES AND BOONE, LLP
2323 Victory Avenue, Suite 700
Dallas, Texas 75219
Telephone: 214/651-5896
Facsimile: 214-200-0853

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